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IN THE

Supreme Court of the United States

OCTOBER TERM, 1945.

No. 65.

ASHBACKER RADIO CORPORATION, A Michigan Corporation,
Petitioner,

v.

FEDERAL COMMUNICATIONS COMMISSION, *Respondent.*

On Writ of Certiorari to the United States Court of Appeals
for the District of Columbia.

SUPPLEMENT TO REPLY BRIEF FOR THE
PETITIONER.

PAUL M. SEGAL,
GEORGE S. SMITH,
PHILIP J. HENNESSEY, JR.,
HAROLD G. COWGILL,
Attorneys for Petitioner.



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**SUPPLEMENT TO REPLY BRIEF FOR THE
PETITIONER.**

The brief for the Federal Communications Commission in this case was filed October 15, 1945.

Thereafter, on October 18, 1945, the petitioner filed a reply brief.

This case was not called for oral argument as early as had been expected during preparation of the reply brief and has gone over for a short period.

During that interval the Commission has published several announcements of its actions which repudiate one of the strongly-urged arguments of its brief. That brief argues, notably at pages 13, 20 and 21, that hardship and delay would result if the Commission is required to accord comparative hearings upon simultaneously-considered competitive applications. Also, the brief omits to mention that with the exception of the present application of Ashbacker and a few other isolated applications, it is the uniform practice of the Commission to accord hearings upon simultaneously-considered competitive applications.

After the filing of the briefs, the Commission, on October 18th, announced in its supplement to Report No. 723 (which supplement is reprinted as Appendix A) that it had adopted an order setting aside the grant of an application from Norwich, Connecticut, because the Commission had now been informed that the application (which it had granted without hearing) involved a possible conflict with another application for the same frequency from Waterbury, Connecticut.

Again, on October 25, 1945, the Commission designated for hearing 231 applications for new stations or changes in assignment because of (a) obvious problems of objectionable interference, and (b) conflicts with other applications for the same or similar facilities. The Commission's announcement (10 F. R. 13458, reprinted as Appendix B) states that petitions are invited from applicants who believe that the granting of any of the applications involved in the hearings might adversely affect their existing or proposed broadcast services due to the possibility of objectionable interference. The announcement goes so far as to fix consolidated hearings upon applications which have not yet been heard along with applications upon which hearing records have in fact been closed.

The effect of the announcement is to ratify and repeat the Commission's well-established policy discussed in the principal briefs; it brings the Commission's conduct in the

present case within the condemnation of this Court in *Fick
Wo v. Hopkins*, 118 U. S. 356.

Respectfully submitted,

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Attorneys for Petitioner.

ACKNOWLEDGMENT OF SERVICE.

Receipt is acknowledged of five copies of the Supplemental Reply Brief for the Petitioner in No. 65, *Ashbacker Radio Corporation v. Federal Communications Commission*, this 8th day of November, 1945.

Solicitor General of the United States

APPENDIX A.

PUBLIC NOTICE

85623

October 18, 1945.

FEDERAL COMMUNICATIONS COMMISSION
Washington 25, D. C.

BROADCAST ACTIONS BY THE COMMISSION

Supplement to Report No. 723—(BROADCAST)

The Commission en banc on October 17 took the following action:

WQXQ Interstate Broadcasting Co. Inc.
New York City.

Granted request to operate FM station WQXQ only one-hour rather than three hours between 6 a.m. and 6 p.m. for a period ending no later than December 31, 1945. In the meantime, the station will continue to broadcast in accordance with its present operating schedule of seven hours daily.

Norwich Broadcasting Co., a Partnership composed of H. Ross Perkins and J. Eric Williams,
Norwich, Conn.

Adopted an Order setting aside grant of October 9, 1945, of application for new station to operate on 1240 kilocycles with 250 watts power, unlimited time, because of possible conflict with application filed prior to October 8, 1945.

APPENDIX B.

PUBLIC NOTICE

85926

October 25, 1945.

FEDERAL COMMUNICATIONS COMMISSION
Washington 25, D. C.

On October 23, 1945, the Commission designated for hearing a total of 231 applications for (1) new standard broadcast stations in various localities in the United States and (2) changes in assignments of existing broadcast stations. These consolidated groups involve a total of 61 hearings. These applications were consolidated because of obvious problems of objectionable interference.

Due to the unprecedented number of applications now pending, in consolidating the various groups it was not possible in every instance for the Commission to determine the interference which may be expected with existing broadcast services or marginal problems of interference with other applications for proposed stations. In some cases, therefore, specific issues covering such problems will not be included among the other issues upon which notices of hearing are to be promulgated. Therefore, if any licensee or applicants believe that the granting of any of the applications involved in these hearings would adversely affect their existing or proposed broadcast services due to the probability of objectionable interference, such parties may file petitions requesting intervention and the enlargement of the issues in such hearings, supported by appropriate engineering studies to show such objectionable interference, as defined by the Commission's Standards of Good Engineering Practice. All such petitions will be given careful consideration by the Commission.

The applications involved in the above action of the Commission are as follows:

Star Broadcasting Co. Inc. (B1-P-3979), Geneva, New York; for new station on 1240 kc, 250 watts, Unlimited. To be consolidated with the following: The Finger Lakes Broadcasting System (Docket No. 6604), Geneva, N. Y.; WARC, Inc. (Docket 6605), Rochester, N. Y.; Rochester Broadcasting Corp. (Docket 6606), Rochester, N. Y.;

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Seneca Broadcasting Corp. (Docket No. 6607), Rochester, N. Y.

Tennessee Radio Corp., Nashville, Tenn., for reinstatement of application (Docket 6193) for new station on 1240 kc, 250 watts, U.; Murfreesboro Broadcasting Service, Murfreesboro, Tenn., for new station on 1240 kc, 250 watts, Unlimited time. To be consolidated with: Nashville Radio Corp. (Docket 6108); Capitol Broadcasting Co. (Docket 6669), both for new stations at Nashville, on 1450 kc. Tennessee Broadcasters (Docket 6648); J. W. Birdwell (Docket 6649). All for new stations at Nashville on 1240 kc.

Donald Flamm (B1-P-4056); The Metropolitan Broadcasting Service, both for new stations at New York, N. Y., on 620 kc, 5 KW, U.; WAGE, Inc. (WAGE), Syracuse, N. Y., 620 kc, 5 KW, Unlimited time, DA; WCAX Broadcasting Corp. (WCAX) (B1-P-3961), Burlington, Vt., 620 kc, 5 KW, U; DA. To be consolidated with: Newark Broadcasting Corp. (Docket 6190), Newark, N. J., for a new station on 620 kc, 5 KW; U.

Copper City Broadcasting Corp. (Docket 6744), to be consolidated with: Utica Broadcasting Co. Inc. (Docket 6140); Ronald B. Woodyard (Docket 6683); Utica Observer Dispatch, Inc. (Docket 6043); Midstate Radio Corp. (Docket 6141). The application of Copper City Broadcasting Corp. is for a new station at Rome, N. Y., on 1450 kc, 250 watts, Unlimited. The remaining four applications are for new stations at Utica, N. Y., for 1450 kc, 250 watts.

Northern Broadcasting Co. Inc. (WSAU) (B4-P-3656), Wausau, Wis., for construction permit to change frequency to 1250 kc; Midwest Broadcasting Co. (B4-P-3746), Milwaukee, Wis., for a new station on 1250 kc with 5 KW; Farnsworth Television & Radio Corp. (WGL), Ft. Wayne, Ind., to change frequency to 1250 kc and increase power to 1 KW. Virginia-Carolina Broadcasting Corp., for a new station on 1250 kc, 1 KW night, 5 KW-LS, Danville, Va., to be consolidated with: The Wren Broadcasting Co. (WREN) (Docket 6703), which requests permission to move from Lawrence to Topeka and increase power on 1250 kc, to 5 KW.

Chronicle Publishing Co. Inc., Marion, Indiana, for new station on 1230 kc, 250 watts, Unlimited; Booth Radio Stations, Inc., Logansport, Ind. for new station on 1230 kc, 100 watts, Unlimited, to be consolidated with: Voice of

Marion, (Docket 6773) for a new station at Marion, Ind., on 1230 kc, 250 watts.

Tri-County Broadcasting Corp., (B5-P-3890) and Edisto Broadcasting Co., both for new stations in Orangeburg, South Carolina, on 1450 kc, 250 watts, Unlimited time, to be consolidated with: Observer Radio Corp. (Docket 6763) and Orangeburg Broadcasting Corp. (Docket 6764), both requesting identical facilities.

The Constitution Publishing Co. (formerly Constitution Broadcasting Co. Docket 6075), Atlanta, Ga., New Mexico Publishing Co. (B5-P-3932), Santa Fe, New Mexico; Shenandoah Valley Broadcasting Corp. (WSVA) (B2-P-3753), Harrisonburg, Va.; Booth Radio Stations, Inc., Saginaw, Mich.; Federated Publications, Inc. (B2-P-4010), Lansing, Mich.; WJIM, Inc., Lansing, Mich.; Montana Broadcasting and Television Co., Anaconda, Mont., Pulitzer Publishing Co. (KSD), St. Louis, Mo.; Caprock Broadcasting Co., Lubbock, Texas, to be consolidated with: Radiophone Broadcasting Station WOPI, Inc. (WOPI), (Docket 6661), Bristol, Tenn. All of these applicants request the use of frequency 550 kc.

San Bernardino Broadcasting Co. Inc., San Bernardino, Cal., (B5-P-3908); Lee Bros. Broadcasting Co. (KFXM), San Bernardino; Nevada Radio & Television Co. (B5-P-3832), Reno, Nev., New Mexico Broadcasting Co., (KGGM) (B5-P-2918), Albuquerque, New Mexico; The Star Broadcasting Co. Inc., Pueblo, Colo., to be consolidated with: Southern Utah Broadcasting Co. (KSUB) (Docket 6759), Cedar City, Utah. All of these applicants request authority to operate on 590 kc.

Atlantic Broadcasting Co. (B3-P-3835); Chatham Broadcasting Co. (B3-P-4029), both for new stations at Savannah, Ga., to operate on 1400 kc, 250 watts, Unlimited time, to be consolidated with: A. C. Neff (Docket 6640), seeking identical facilities.

Fayette Associates, Inc. (B2-P-3876), for a new station at Montgomery, W. Va., to operate on 1400 kc, 250 watts, Unlimited time, to be consolidated with: Joe L. Smith, Jr. (Docket 6677), for a new station at Charleston, W. Va., 1400 kc, 250 watts, Unlimited time.

Thomaston Broadcasting Co. (B3-P-3829), Thomaston, Ga., 1420 kc, 250 watts, U.; J. W. Woodruff, Jr., and E. B. Cartlidge, Jr. d/b as Columbus Broadcasting Co. (WRBL)

(B3-P-3986), Columbus, Ga., 1420 kc, 5 KW, U.; Museogee Broadcasting Co., Columbus, Ga., 1450 kc, 250 watts; Chatahoochee Broadcasting Co., Columbus, Ga., 1460 kc, 1 KW; A. Frank Katzentine (Docket 6705), Orlando, Fla., 1420 kc, 5 KW, U.; Palm Beach Broadcasting Corp. (WWPG), (B3-P-3968), Palm Beach, Fla., 1420 kc, 1 KW U. To be consolidated with: City of Sebring, Fla. (Docket 6696), Sebring, Fla., 1430 kc, 1 KW U.

Sabine Area Broadcasting Corp. (B3-P-4011), Orange, Texas; WOOP, Inc. (B2-P-3987), Dayton, Ohio; Charlotte Broadcasting Co. (B3-P-3947), Charlotte, N. C.; Burlington-Graham Broadcasting Co. (B3-P-4026), Burlington, N. C.; McClatchy Broadcasting Co. (B5-P-3800), Modesto, Cal.; United Broadcasting Co. Inc. (B3-P-3965), Montgomery, Ala.; Roy A. Lundquist & D. G. Wilde (B5-P-4050), copartners d/b as The Skagit Valley Broadcasting Co., Mount Vernon, Wash.; Gazette Co., Cedar Rapids, Iowa; Long Island Broadcasting Corp. (WWRL), Woodside, N. Y., James F. Hopkins, Inc. (Docket 6230), Ann Arbor, Mich.; San Juaquin Broadcasters, Inc., Modesto, Cal.; Piedmont Carolina Broadcasting Co. Inc., Reidsville, N. C.; These applications involve the use of channel 1600 kc, and are to be consolidated with: Capital City Broadcasting Co. (Docket 6711), Des Moines, Iowa; Capitol Radio Corp. (Docket 6712), Des Moines; Myron E. Kluge, Earle E. Williams and C. Harvey Haas a partnership, d/b as Valley Broadcasting Co., Pomona, Cal. (Docket 6633).

Arkansas-Oklahoma Broadcasting Corp. (B3-P-4034); Donald W. Reynolds (B3-P-3772), both seek new stations at Fort Smith, Ark., on 1230 kc, 250 watts, unlimited time.

James H. McKee (B2-P-3738); Capitol Broadcasting Corp. (B2-P-3779); Chemical City Broadcasting Co. (B2-P-3841), all request new stations at Charleston, W. Va., to operate on 1240 kc, 250 watts, unlimited time.

Coast Ventura Co. (B5-P-3725); Ventura Broadcasters, Inc. (B5-P-3807), both request new stations at Ventura, Cal. to operate on 1450 kc, 250 watts, Unlimited time.

Huntington Broadcasting Corp. (B2-P-3741), Greater Huntington Radio Corp. (B2-P-3826), both for new stations at Huntington, W. Va., 1450 kc, 250 watts, unlimited time.

Bay State Beacon, Inc. (B1-P-3983); Mitchell G. Meyers, Reuben E. Aronheim and Milton H. Meyers (B1-P-3819); Cur-Nan Co.; Templeton Radio Mfg. Corp. The first three applicants request new stations at Brockton, Mass., 1450 kc,

250 watts, unlimited; the fourth requests a new station at Boston, Mass., 1450 kc, 250 watts, Unlimited.

Bradford and Pihl (B4-P-3956); Russell E. Kaliber; both applicants request stations at Bemidji, Minn., 1450 kc, 250 watts, unligited.

Escombia Broadcasting Co. (B3-P-3842); Gulfport Broadcasting Co. Inc.; Pape Broadcasting Co., all seek new stations at Pensacola, Fla., on 1450 kc, 250 watts, unlimited.

Glens Falls Broadcasting Corp. (Docket 6702); Great Northern Radio, Inc. (B1-P-4104); Glens Falls Publicity Corp. These applicants all seek stations at Glens Falls, N. Y., to operate on 1450 kc, 250 watts, Unlimited time.

Bernard Lee Blum, Waterbury, Conn.; Mitchell G. Meyers, Ruben E. Aronheim, and Milton H. Meyers, Waterbury, Conn.; Harold Thomas, Waterbury, Conn. (B1-P-3951); Associated Electronic Enterprises, Woonsocket, R. I.; H. Ross Perkins and J. Erie Williams, d/b as Norwich Broadcasting Co. (B1-P-3870), Norwich, Conn. These five applicants request stations respectively at Waterbury, Conn.; Norwich, Conn., and Woonsocket, R. I., all to operate on frequency 1240 kc.

Valley Broadcasting Association, Inc. (B3-P-3759), McAllen, Texas; Howard W. Davis, (B3-P-3830), McAllen, Texas; Radio Station KEEW, Ltd. (KEEW), Brownsville, Texas; Red River Valley Broadcasting Corp. (KRRV), Sherman, Texas. All four applicants request authority to operate on frequency 910 kc.

Valdosta Broadcasting Co., Valdosta, Ga.; Hazlewood, Inc. (WLOF) (B3-P-3973), Orlando, Fla. Both applicants request authority to operate on 950 kc.

Radio Service Corp. (KSEI) (B5-P-3735), Pocatello, Idaho, for increase in power on 930 kc to 5 KW, U.; Vancouver Radio Corp. (KVAN) (B5-P-3552), Vancouver, Wash., to change frequency from 910 to 930 kc, and increase power to 1 KW, Unlimited time.

Penn Thomas Watson (WGTM) (B3-P-3848), Wilson, N. C.; Eastern Carolina Broadcasting Co. (WGBR) (B3-P-3914); Goldsboro, N. C.; Jonas Weiland (WFTC), (B3-P-3827), Kinston, N. C.; Roanoke Broadcasting Corp. (WSLS), Roanoke, Va.; Lynchburg Broadcasting Corp. (WLVA), Lynchburg, Va. All these applicants request use of frequency 590 kc.

Voice of Augusta, Inc. (B3-P-3919); The Augusta Chronicle Broadcasting Co.; Savannah Valley Broadcasting Co.

All these are applicants for a new station at Savannah, Ga., to operate on 1340 kc, 250 watts, Unlimited time.

El Paso Broadcasting Co.; Bleecker P. Seaman and Carr P. Collins, Jr., d/b as Seaman and Collins. These two are applicants for a new station at El Paso, Texas, on 1340 kc, 250 watts, Unlimited.

Broadcasting Corp. of America, Indo, Calif.; Richard T. Simpson, Banning, Cal. These two are for new stations at Indo and Banning, Cal., to operate on 1400 kc, 250 watts, unlimited time.

Radio Sales Corp., Twin Falls, Idaho; Jessica L. Longston, Burley, Idaho. These are applicants for new stations at Twin Falls and Burley, Idaho, both to operate on 1450 kc, 250 watts, Unlimited.

C. L. Pursley and Louise Patterson Pursley, d/b as Pursley Broadcasting Service (B3-P-3745);

H. O. Jones; Wm. E. Jones, and James O. Jones, a co-partnership, d/b as WGCM Broadcasting Co. (B3-P-3698); WLOX Broadcasting Co. The first application is for new stations at Mobile, Ala., to operate on 1490 kc, and the last two are applicants for Biloxi, Miss., to operate on 1490 kc.

Crescent Broadcasting Corp., Shenandoah, Pa.; The Patriot Co., Harrisburg, Pa. These are applicants for stations at Shenandoah and Harrisburg, Pa., both request the frequency 580 kc.

KOVO Broadcasting Co. (KOVO), Provo, Utah, (Docket 6739), to change frequency to 960 kc, and increase power to 1 KW.; United Broadcasting Co., for a new station at Ogden, Utah, on 950 kc, 250 watts, Unlimited time; both applicants request frequency 960 kc.

Peninsula Broadcasting Co. (WBOC) (B1-P-3786); Eastern Shore Broadcasting Co. (B1-P-3751). The former requests 1 KW, unlimited time, on 960 kc, at Salisbury, Md., and the latter requests 500 watts day, on the same frequency at Preston, Md.

Cedar Rapids Broadcasting Corp. Inc. (B4-P-3970); Radio Corp. of Cedar Rapids; Muscatine Broadcasting Co., Moline Dispatch Publishing Co. The first two applicants request new stations at Cedar Rapids, Iowa, to operate on 1450 kc, 250 watts, Unlimited time; Muscatine Broadcasting Co. requests a new station at Muscatine, Iowa, to operate on 1450 kc. Moline Dispatch Publishing Co. requests a new station at Moline, Ill., to operate on 1450 kc.

John L. Plummer (B3-P-3798); J. O. Emmerich (B3-P-3805), Iddo K. Corkern (B3-P-4033). These three applicants seek a new station at Bogalusa, La., to operate on 1490 kc, 250 watts, unlimited time.

Murray L. Grossman, tr/as The Danbury Broadcasting Co. (G1-P-4017); The Berkshire Broadcasting Corp.; Torrington Broadcasting, Inc. The first two applicants request a new station at Danbury, Conn., the third is for a new station at Torrington, Conn., to operate on 1490 kc, 250 watts, unlimited time; the third for the same frequency at Torrington, Conn.

Meadville Tribune Broadcasting Co.; H. C. Winslow; Times Publishing Co. (B2-P-3773). The first two applications are for new stations at Meadville, Pa., on 1490 kc, 250 watts, unlimited time. The third for a new station at Erie, Pa., on 1490 kc, 250 watts, unlimited time.

Roderick T. Peacock, Sr. tr/as Daytona Beach Broadcasting Co.; Wade R. Sperry, Edgar J. Sperry and Josephine T. Sperry, a co-partnership, d/b as Daytona Beach Broadcasting Co. Both applications are for a new station at Daytona Beach, Fla., on 1340 kc, 250 watts, unlimited time.

Old Pueblo Broadcasting Co.; Sun County Broadcasting Co., applicants for a new station at Tucson, Ariz., to operate on 1340 kc, 250 watts, unlimited time.

Smoky Mountain Broadcasting Co. (B3-P-3777); Clarence Beaman, Jr. tr/as East Tennessee Broadcasting Co. Both are applicants for a new station at Knoxville, Tenn. to operate on 1340 kc, 250 watts, Unlimited time.

Peterson & Co. (B2-P-3984); The Central Kentucky Broadcasting Co.; Garvice D. Kincaid. All three are applicants for a new station at Lexington, Ky., to operate on 1340 kc, 250 watts, unlimited time.

Central Broadcasting Corp.; Howard W. Davis, tr/as The Walmac Co. Both are applicants for a new station at Corpus Christi, Texas, to operate on 1230 kc, 250 watts, unlimited time.

Syracuse Broadcasting Corp. (New), Syracuse, N. Y.; WLEU Broadcasting Corp. (WLEU), Erie, Pa. Both applicants seek the use of frequency 1260 kc.

Kentucky Broadcasting Co., Lexington, Ky.; P. C. Wilson, Canton, Ohio; Cleveland Broadcasting Co. Inc. (B2-P-4058), Cleveland, Ohio; Scripps-Howard Radio, Cleveland, Ohio; Walter A. Graham (B3-P-4059), Tipton, Ga. All five

applications are for new stations in the communities listed, and all seek the use of frequency 1300 kc.

Edgar T. Bell (B4-P-3812) (New), Peoria, Ill., 1350 kc, 1 KW, U.; Central Ill. Radio Corp. (B4-P-3911) (New), Peoria, Ill., 1340 kc, 250 watts, U.; WJPS, Inc. (B4-P-3923) (New), Evansville, Ind., 1330 kc, 1 KW, U.; Tri-State Broadcasting Corp. (New), Evansville, Ind., 1330 kc, 5 KW, U.; Booth Radio Stations, Inc. (New), Flint, Mich., 1330 kc, 1 KW, U.; Wabash Valley Broadcasting Corp. Terre Haute, Ind., 1350 kc, 5 KW, U.

Beaver County Broadcasting Corp. (New), Beaver Falls, Pa.; McKeesport Radio Co., McKeesport, Pa., Booth Radio Stations, Inc., Lansing, Mich. All three applicants request use of frequency 1360 kc.

F. M. Radio and Television Corp. (New), San Diego, Cal., 1370 kc, 500 watts night, 1 KW-LS, U.; Broadcasters, Inc. (New), San Jose, Cal., 1370 kc, 1 KW U; United Broadcasting Co. (B5-P-4061), San Jose, Cal., 1380 kc, 250 watts, U.; DeHaven, Hall and Oates (New), Salinas, Cal., 1380 kc, 1 KW, U.; Valley Broadcasting Co. (B5-P-4015), Stockton, Cal., 1380 kc, 1 KW, U.; Central Cal. Broadcasters, Inc. (KRE) (B5-P-3982), Berkeley, Cal., 1380 kc, 1 KW, U. All six applications are interrelated.

Southern Media Corp. (New), Coral Gables, Fla., Ft. Lauderdale Broadcasting Co. (B3-P-3785), Ft. Lauderdale, Fla. Both applicants request the use of 1400 kc.

Old Dominion Broadcasting Corp. (B2-P-3978), Lynchburg, Va.; Blue Ridge Broadcasting Corp. (B2-P-2917), Roanoke, Va.; Piedmont Broadcasting Corp. (WBTM), Danville, Va., John M. Rivers (WCSC), Charleston, S. C. All four applicants request authority to operate on 1390 kc.

Central Broadcasting Co. (B4-P-3809); Wisconsin State Broadcasting Co. (B4-P-4039). Both applications are for a new station at Madison, Wisc., to operate on 1480 kc.

Permian Basin Broadcasting Co. (B3-P-4022); Wendell Mayes, C. C. Woodson and J. S. McBeath (B3-P-3901) d/b as Odessa Broadcasting Co.; Ben Nedow, t/r as Ector County Broadcasting Co.; Dorrance D. Roderick (B3-P-4038). All four applications are for new stations at Odessa, Texas, to operate on frequency 1450 kc.

Albany Broadcasting Co. Inc. (B1-P-3945), Albany, N. Y.; Fort Orange Broadcasting Co. Inc. (B1-P-4020), Albany, N. Y.; WHEC, Inc. (WHEC) (B1-P-3976), Roches-

ter, N. Y. All three applications request the frequency 1460 kc.

Golden Gate Broadcasting Corp. (KSAN) (B5-P-3913), San Francisco, Calif.; 1460 kc, 1 KW, U.; California Broadcasting, Inc. (B5-P-4076), Bakersfield, Cal., 1460 kc, 1 KW, U.; Bakersfield Broadcasting Co. (New), Bakersfield, Cal., 1490 kc, 250 watts, U.; L. John Miner, Taft R. Wrathall and Grant R. Wrathall, d/b as Monterey Bay Broadcast Co. (New), Santa Cruz, Cal., 1460 kc, 500 watts, U.; Cascade Broadcasting Co. Inc. (KTYW) (B5-P-3889), Yakima, Wash., 1460 kc, 1 KW, U.; Amphlett Printing Co. (B5-P-3912), San Mateo, Cal., 1490 kc, 250 watts, U.; Luther E. Gibson (B5-P-2787), Vallejo, Cal., 1490 kc, 250 watts, U.; San Jose Broadcasting Co. (B5-P-3921), San Jose, Cal., 1500 kc, 1 KW, U. All eight applications are interrelated.

Albert S. Drolich and Robert A. Drólich, d/b as Drolich Bros. (New), Flint, Mich.; Booth Radio Stations, Inc. (New), Grand Rapids, Mich., Methodist Radio Parish, Inc. (B2-P-3836), Flint, Mich. The first two applicants request 1470 kc, and the third requests 1500 kc.

The Chesapeake Radio Corp. (New), Annapolis, Md.; Nied and Stevens (New), Warren, Ohio; Daily Telegraph Printing Co. (WHIS), Bluefield, W. Va. The first two applications request 1440 kc., WHIS increase in power on same frequency.

George A. Ralston and Jerry C. Miller, d/b as Elgin Broadcasting Co. (B4-P-3833), Elgin, Ill.; William L. Klein (New), Oak Park, Ill.; Sidney H. Bliss, t/r as Beloit Broadcasting Co. (New), Beloit, Wis. All three applications request 1490 kc.

Paul D. Spearman, Jackson, Miss.; Chas. H. Russell, W. B. McCarty, T. E. Wright and C. A. Lacy, a Ltd. partnership, d/b as Rebel Broadcasting Co. (B3-P-3755), Jackson, Miss.; Capitol Broadcasting Co. Inc., (WRAL), Raleigh, N. C.; S. E. Adecock, tr/as Stuart Broadcasting Co. (WROL) (B3-P-3616), Knoxville, Tenn.; Virginia Broadcasting Corp. (B2-P-3964), Roanoke, Va.; Wichita Broadcasters (KWFT), Wichita Falls, Texas; Durham Radio Corp. (WDNC) (B3-P-3170); Durham, N. C. All these applicants seek authority to operate on 620 kc.

Scripps-Howard Radio, Inc. (WCPO) (B2-P-3898), Cincinnati, Ohio; Queen City Broadcasting, Inc. (New), Cincinnati, Ohio; American Broadcasting Corp. (WLAP),

Lexington, Ky. All three applications seek authority to operate on 630 kc.

WSAV, Inc. (WSAV) (B3-P-3679), Savannah, Ga.; Atlantic Coast Broadcasting Co. (WTMA) (B3-P-3752), Charleston, S. C. Both stations seek the frequency 630 kc.

Wichita Broadcasting Co., Inc. (B4-P-3747); Air Capital Broadcasting Co. Inc. (B4-P-3769); Wichita Beacon Broadcasting Co. (B4-P-3963); Adelaide Lillian Carrell; KAIR Broadcasting Co. Inc.; KTOP, Inc. (B4-P-3727); Emporia Broadcasting Co. Inc. (KTSW) (B4-3457). The first five applications request new stations at Wichita, Kans., on 1490 kc. Station KTSW, requests a change of frequency from 1400 to 1490 kc; KTOP, Inc., requests 1400 kc, contingent upon a grant of the application of KTSW from 1400 to 1490 kc.